

CRM-M No.15535 of 2021
Date of Decision : 30.07.2021

Versus

State of Haryana and anotherRespondents

Coram : Hon'ble Mr. Justice B.S. Walia

Present : Mr. Jitender Dhanda, Advocate for the petitioners.
Mr. Sandeep Singh Mann, Addl. AG, Haryana.

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to Covid-19 pandemic.

2. At the outset, learned counsel for the petitioners states that petition qua petitioner Nos.1 to 3 has become infructuous on account of their arrest but since compromise has taken place between the petitioners and the complainant, therefore in the circumstances, he does not press the petition under Section 438 Cr.P.C. qua petitioner Nos. 4 & 5 and prays for permission to withdraw the same qua aforementioned petitioners with liberty to petitioner Nos.4 & 5 to surrender before the learned trial Court to move a petition for regular bail and directions being issued to the learned trial Court to consider and decide the petition for regular bail as expeditiously as possible by taking into account all aspects of the matter, including the compromise entered into between the parties.

3. The plea of learned counsel for the petitioners is not opposed to by learned State Counsel.

4. Accordingly, in the light of statement of learned counsel for

the petitioners and without commenting upon the merits of the case, the petition under Section 438 Cr.P.C. qua petitioner Nos.1 to 3 is disposed of as having become infructuous, while qua petitioner Nos.4 & 5, the instant petition is dismissed as withdrawn with the liberty, as prayed for.

5. In the eventuality of petitioner Nos.4 & 5 moving a petition for regular bail before the learned trial Court, the learned trial Court is directed to consider and decide the same in accordance with law, after taking into account all aspects of the matter, including compromise alleged to have been executed between the parties, as expeditiously as possible.

(B.S. Walia)
Judge

30.07.2021

'Amit'

<i>Whether speaking/ reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>